

**EPSTEIN BECKER & GREEN, P.C.**

ATTORNEYS AT LAW  
250 PARK AVENUE  
NEW YORK, NEW YORK 10177-1211  
212.351.4500  
FAX: 212.661.0989  
EBGLAW.COM

DEAN L. SILVERBERG  
TEL: 212.351.4642  
FAX: 212.878.8642  
DSILVERBERG@EBGLAW.COM

July 1, 2008

**VIA FACSIMILE**

Hon. Michael H. Dolinger  
United States Magistrate Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street, Room 1670  
New York, NY 10007

RECEIVED  
JUL 1 2008  
TROPICALLY FILED  
DATE FILED: 7/2/08

Re: Steve Yu v. New York City Housing Development  
Corporation and Pellegrino Mariconda  
Civ. Action No.: 07 Civ. 5541(GBD)(MHD)

Dear Judge Dolinger:

We represent Defendants New York City Housing Development Corporation ("HDC") and Pellegrino Mariconda ("Mr. Mariconda") in the above-referenced matter. We write to the Court to supplement Defendants' June 30, 2008 request to extend the time in which to serve and file dispositive motions beyond July 11, 2008.

Since Your Honor's Order of June 12, 2008, inter alia, extending the date to file dispositive motions: (1) Plaintiff has still failed to produce relevant documents and information pursuant to Your Honor's May 19, 2008 and June 12, 2008 Orders, which are necessary to the preparation of Defendants' intended dispositive Motion for Summary Judgment; (2) Plaintiff has made an application to the Court pursuant to Rule 72 of the Fed. R. Civ. P. and 28 U.S.C. § 636 to, inter alia, "reject or modify" Your Honor's previous discovery orders and conduct additional discovery; and (3) Defendants have filed a Motion to Dismiss Plaintiff's Complaint pursuant to Rules 37(b) and 41(b) of the Fed. R. Civ. P. based upon Plaintiff's continued failure to comply with discovery requirements and willful disregard of Court Orders.

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ENDORSED  
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In view of the pendency of  
plaintiff's objections, we  
advise without date the  
deadline for filing a summary  
judgment motion.  
7/2/08 [Signature]

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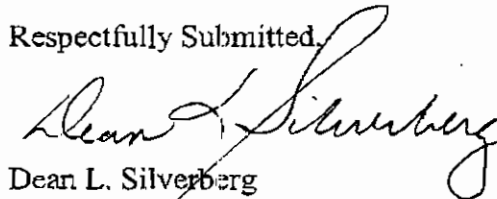
The Defendants respectfully request additional time in which to file a Motion for Summary Judgment, following receipt of documents and information from Plaintiff, as directed by Your Honor, which Plaintiff has failed to produce, and pending the Court's decisions on Defendants' Motion to Dismiss Plaintiff's Complaint and Plaintiff's recent application to the Court entitled "Objections" (to which Defendants must respond by July 10, 2008).

We are requesting that the Court enter an endorsement adjourning the time beyond July 11, 2008, and setting a reasonable deadline. Defendants respectfully ask that dispositive motions be due thirty (30) days after the Court's decisions on the pending motions or thirty (30) days after the end of discovery in the event Plaintiff produces relevant documents and information and the Court permits additional time for depositions.

Defendants seek adequate time in which to prepare their dispositive motion, supporting papers and legal memorandum. Defendants' previously applied for such an extension on May 15, 2008.

We thank the Court for its consideration.

Respectfully Submitted,



Dean L. Silverberg

cc: Mr. Steve Yu, *Pro Se Plaintiff* (via e-mail)